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(Original Signature of Member)

117TH CONGRESS  
2D SESSION

**H. R.** \_\_\_\_\_

To prohibit abortion sanctuary States from receiving funds from the Department of Health and Human Services, and for other purposes.

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**IN THE HOUSE OF REPRESENTATIVES**

Mr. LAMBORN introduced the following bill; which was referred to the Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To prohibit abortion sanctuary States from receiving funds from the Department of Health and Human Services, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. PROHIBITING ABORTION SANCTUARY STATES**  
4               **FROM RECEIVING CERTAIN FEDERAL FUNDS.**

5       (a) FINDING.—Congress has the authority to enact  
6 this Act pursuant to its powers under the Commerce  
7 Clause of Article 1, section 8 of the Constitution of the  
8 United States, which includes the power to regulate those

1 activities having substantial relation to interstate com-  
2 merce and activities that substantially affect interstate  
3 commerce in the aggregate.

4 (b) IN GENERAL.—None of the funds made available  
5 to the Secretary of Health and Human Services may be  
6 used to provide funds to any abortion sanctuary State.

7 (c) ANNUAL DETERMINATION OF INELIGIBLE  
8 STATES.—Not later than 1 year after the date of enact-  
9 ment of this Act, and annually thereafter, the Secretary  
10 of Health and Human Services shall—

11 (1) determine which States are ineligible based  
12 on the criteria set forth in subsection (d)(2); and

13 (2) submit a list of such ineligible States, in-  
14 cluding the specific criteria in subsection (d)(2) upon  
15 which each such determination was based, to Con-  
16 gress.

17 (d) DEFINITIONS.—In this Act:

18 (1) The term “abortion” means the use or pre-  
19 scription of any instrument, medicine, drug, or any  
20 other substance or device—

21 (A) to intentionally kill the unborn child of  
22 a woman known to be pregnant; or

23 (B) to intentionally terminate the preg-  
24 nancy of a woman known to be pregnant, with  
25 an intention other than—

1 (i) after viability to produce a live  
2 birth and preserve the life and health of  
3 the child born alive; or

4 (ii) to remove a dead unborn child.

5 (2) The term “abortion sanctuary State” means  
6 a State that—

7 (A) establishes a fund or commission (or  
8 similar entity) for the purpose of providing di-  
9 rect financial and logistical support to individ-  
10 uals traveling to such State to receive an abor-  
11 tion;

12 (B) does not have in effect any law with  
13 regards to gestational protections for a unborn  
14 child; or

15 (C) has in effect laws that prohibit the en-  
16 forcement of a law of another State that au-  
17 thorizes a person to bring a civil action against  
18 a person or entity that does any of the fol-  
19 lowing:

20 (i) Receives or seeks an abortion.

21 (ii) Performs or induces an abortion.

22 (iii) Knowingly engages in conduct  
23 that aids or abets the performance or in-  
24 ducement of an abortion.

1                   (iv) Attempts or intends to engage in  
2                   conduct described in clause (i), (ii), or (iii).

3           (3) The term “logistical support” means direct  
4           assistance, such as airfare, lodging, ground trans-  
5           portation, gas money, meals, or dependent childcare,  
6           to help a person access or obtain an abortion.

7           (4) The term “unborn child” means a member  
8           of the species homo sapiens, at any stage of develop-  
9           ment, who is carried in the womb.